

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

MINERVA MARTINEZ, SANDRA SCOTT,  
CARL GRAHAM, ANNE PARYS, DAVID  
ORTIZ, SEAN CHAMBERS AND  
TIFFANY JAMES, individually, and on  
behalf of a class of similarly situated  
individuals,

Plaintiffs,

v.

NISSAN NORTH AMERICA INC., a  
Delaware corporation,

Defendant.

Case No.: 3:22-cv-00354

District Judge Aleta A. Trauger

Courtroom 6C

**PLAINTIFFS' NOTICE OF MOTION AND MOTION FOR  
PRELIMINARY APPROVAL OF THE CLASS ACTION SETTLEMENT WITH  
DEFENDANT NISSAN NORTH AMERICA INC.**

Pursuant to Federal Rule of Civil Procedure 23(e), Plaintiffs,<sup>1</sup> individually and on behalf of the proposed Settlement Class, hereby move for Preliminary Approval of the Class Action Settlement with Defendant Nissan North America Inc. Plaintiffs respectfully move this Honorable Court for entry of an Order: (1) granting preliminary approval of the Settlement and finding that it warrants sending notice to the Settlement Class; (2) conditionally certifying the Settlement Class for settlement purposes and appointing Plaintiffs as Class Representatives and Melissa Weiner of Pearson, Simon & Warshaw, LLP, Natalie Finkelman Bennett of Miller Shah, LLP, Tarek Zohdy of Capstone Law APC, Lawrence Deutsch of Berger Montague, and Norberto Cisneros of Maddox

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<sup>1</sup> “Plaintiffs” collectively refers to Minerva Martinez, Sandra Scott, Carl Graham, Anne Parys and David Ortiz (“Altima Plaintiffs”), and Sean Chambers and Tiffany James (“Sentra-Versa Plaintiffs”).

& Cisneros, LLP as Co-Lead Class Counsel; (3) approving the Parties' proposed form and method of giving Settlement Class Members Notice of the action and proposed Settlement; (4) directing that Notice be given to Settlement Class Members in the proposed form and manner; (5) appointing Kurtzman Carson Consultants, LLC as Settlement Administrator; and (6) setting a Fairness Hearing to consider entering Final Approval of the Settlement.

This motion is based on Plaintiffs' Memorandum of Law and the declarations submitted in support thereof, the complete record in this action and such oral argument as the Court may consider in deciding this motion.

Dated: August 1, 2022

Respectfully submitted,

/s/ Melissa S. Weiner

Melissa S. Weiner (*pro hac vice*)

mweiner@pswlaw.com

PEARSON, SIMON & WARSHAW, LLP

800 LaSalle Avenue, Suite 2150

Minneapolis, MN 55402

Telephone: (612) 389-0600

Facsimile: (612) 389-0610

Gregory F. Coleman

gcoleman@milberg.com

MILBERG COLEMAN BRYSON PHILLIPS

GROSSMAN PLLC

800 South Gay Street Suite 1100

Knoxville, TN 37929

Tarek H. Zohdy (*pro hac vice*)

Tarek.Zohdy@capstonelawyers.com

Cody R. Padgett (*pro hac vice*)

Cody.Padgett@capstonelawyers.com

Laura E. Goolsby (*pro hac vice*)

Laura.Goolsby@capstonelawyers.com

CAPSTONE LAW APC

1875 Century Park East, Suite 1000

Los Angeles, CA 90067

Telephone: (310) 556-4811

Facsimile: (310) 943-0396

Norberto J. Cisneros, Esq. (*pro hac vice*)  
ncisneros@mic-law.com  
Barbara McDonald, Esq.  
MADDOX & CISNEROS, LLP  
3230 S. Buffalo Drive, Suite 108  
Las Vegas, NV 89117  
Telephone: (702) 366-1900  
Facsimile: (702) 366-1999

James C. Shah (*pro hac vice*)  
jcshah@millershah.com  
Natalie Finkelman Bennett (*pro hac vice*)  
nfinkelman@millershah.com  
MILLER SHAH LLP  
1845 Walnut Street, Suite 806  
Philadelphia, PA 19103  
Telephone: (866) 540-5505  
Facsimile: (866) 300-7367

Lawrence Deutsch (*pro hac vice*)  
ldeutsch@bm.net  
BERGER MONTAGUE PC  
1818 Market Street, Suite 3600  
Philadelphia, PA 19103  
Telephone: (215) 875-3000  
Facsimile: (215) 875-4604

*Attorneys for Plaintiffs and the Class*